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5
6 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA
7

8 KARINA HERNANDEZ and GILBERTO
ALVAREZ MARTINEZ,

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10 Plaintiffs,

11 v.

12 ANTONY J. BLINKEN, PHILLIP SLATTERY,
RICHARD C. VISEK,

13 Defendants.
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CASE NO. 2:23-cv-00668-GMN-MDC

**JOINT STIPULATION TO DISMISS
THE CASE WITH PREJUDICE**

NOTED WITHOUT ORAL
ARGUMENT

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18 Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiffs Karina
19 Hernandez and Gilberto Alvarez Martinez, through their attorney, and the attorneys for the
20 Defendants, respectfully submit this Joint Stipulation to Dismiss the Case with Prejudice.

21 On August 11, 2023, the Defendants submitted a Stipulation to Stay Case pending
22 resolution of the *Mercado* appeal. This stay was granted that same day, and parties were ordered
23 to file 90-day joint status reports beginning on October 31, 2023, which they have complied with.
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1 Following the Court's order, U.S. Citizenship and Immigration Service adjudicated
2 Plaintiff Gilberto Alvarez Martinez's provisional unlawful presence waiver application on June
3 12, 2024. The parties stipulated to dismiss from this case Defendants associated with that waiver
4 on June 28, 2024.

5 On September 9, 2024, the U.S. Department of State conducted Gilberto Alvarez
6 Martinez's consular visa interview and adjudicated his visa application. The parties therefore agree
7 that this complaint as it pertains to the remaining Defendants is now moot and move to dismiss the
8 case in its entirety with prejudice.

9 Respectfully submitted on this 28th day of October 2024.

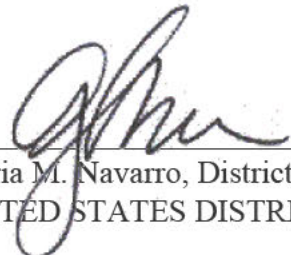
10 JASON M. FRIERSON
11 United States Attorney

12 s/Maria Quiroga
13 Maria Quiroga, Nv State Bar: 13939
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Attorney for Plaintiffs

s/Richard T. Colonna
Richard T. Colonna
Assistant United States Attorney
Attorney for the United States

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15 **IT IS SO ORDERED.**

16 Dated this 5 day of November, 2024.

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21 Gloria M. Navarro, District Judge
22 UNITED STATES DISTRICT COURT
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Certificate of Service

I hereby certify that on October 25, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

NAME & ADDRESS	Method of Delivery
Richard T. Colonna <i>Attorney for Defendants</i>	<input checked="" type="checkbox"/> CM/ECF System <input type="checkbox"/> Electronic Mail <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Other: _____

By: s/ Maria E. Quiroga

Maria E. Quiroga

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Attorney for the Plaintiffs